

several days be suspended, and that this bill become effective from and after its passage, and it is so enacted.

Effective 20 days after adjournment.

[NOTE: S. B. No. 5 passed the Senate by a viva voce vote; passed the House with amendments by a viva voce vote; Senate refused to concur in House amendments and a conference committee was appointed. The Senate and House adopted conference report by a viva voce vote. Said bill was received in the Executive Office July 12, 1929, and in the State Department August 9, 1929, without the signature of the Governor. Certain items of appropriation in said bill were vetoed and are omitted from the foregoing.]

BIENNIAL APPROPRIATIONS FOR JUDICIAL DEPARTMENT.

S. B. No. 2.]

CHAPTER 18.

An Act making appropriations to pay salaries of judges, and the support and maintenance of the Judicial Department of the State Government for the two year period beginning September 1, 1929, and ending August 31, 1931, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. That the following sums of money, or so much thereof as may be necessary, be, and the same are hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the salaries of judges, and for the support and maintenance of the Judicial Department of the State Government for the two year period beginning September 1, 1929, and ending August 31, 1931.

COURT OF CIVIL APPEALS—FIRST DISTRICT GALVESTON.

	For the Years Ending	
	August 31, 1930	August 31, 1931
Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Books for Library.....	800.00	800.00
Record books, stationery, ice telephone, telegraph, express, postage, box rent, contingent expenses	600.00	600.00

FORTY-FIRST LEGISLATURE—THIRD CALLED SESSION. 489

	For the Years Ending	
	August 31, 1930	August 31, 1931
Fuel and lights.....	350.00	350.00
Furniture and typewriters.....	200.00	100.00
Totals.....	\$ 29,670.00	\$ 29,570.00

COURT OF CIVIL APPEALS—SECOND DISTRICT
FORT WORTH.

Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Books for Library.....	800.00	800.00
Record books, stationery, ice, tele- phone, telegraph, express, post- age, box rent, contingent ex- penses	650.00	650.00
Repairs and furniture.....	50.00	50.00
Totals.....	\$ 29,220.00	\$ 29,220.00

COURT OF CIVIL APPEALS—THIRD DISTRICT
AUSTIN.

Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Record books, stationery, ice, tele- phone, telegraph, express, post- age, box rent, contingent ex- penses	800.00	800.00
Law books for Library.....	400.00	400.00
Totals.....	\$ 29,320.00	\$ 28,920.00

COURT OF CIVIL APPEALS—FOURTH DISTRICT
SAN ANTONIO.

Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00

	For the Years Ending	
	August 31, 1930	August 31, 1931
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, contingent expenses	750.00	750.00
Books for Library.....	500.00	500.00
Typewriter, furniture and fixtures	250.00	100.00
Totals.....	\$ 29,220.00	\$ 29,070.00

COURT OF CIVIL APPEALS—FIFTH DISTRICT
DALLAS.

Salaries of:			
Three Judges	\$ 21,000.00	\$ 21,000.00	
Clerk	3,000.00	3,000.00	
Deputy Clerk	1,500.00	1,500.00	
Stenographer	1,500.00	1,500.00	
Porter	720.00	720.00	
Books for Library.....	500.00	500.00	
Record Books and stationery.....	650.00	650.00	
Contingent expense.....	100.00	100.00	
Totals.....	\$ 28,970.00	\$ 28,970.00	

COURT OF CIVIL APPEALS—SIXTH DISTRICT
TEXARKANA.

Salaries of:			
Three Judges	\$ 21,000.00	\$ 21,000.00	
Clerk	3,000.00	3,000.00	
Deputy Clerk	1,500.00	1,500.00	
Stenographer	1,500.00	1,500.00	
Porter	720.00	720.00	
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, contingent expenses	600.00	600.00	
Light and fuel.....	300.00	300.00	
Books for Library and subscription	500.00	500.00	
Typewriter	100.00		
Totals.....	\$ 29,220.00	\$ 29,120.00	

COURT OF CIVIL APPEALS—SEVENTH DISTRICT
AMARILLO

Salaries of:			
Three Judges	\$ 21,000.00	\$ 21,000.00	
Clerk	3,000.00	3,000.00	
Deputy Clerk	1,500.00	1,500.00	

FORTY-FIRST LEGISLATURE—THIRD CALLED SESSION. 491

	For the Years Ending	
	August 31, 1930	August 31, 1931
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Books for Library.....	500.00	500.00
Typewriter	100.00	
Record books, stationery, ice, tele- phone, telegraph, express, post- age, box rent, contingent ex- penses	600.00	600.00
Totals.....	\$ 28,920.00	\$ 28,820.00

COURT OF CIVIL APPEALS—EIGHT DISTRICT
EL PASO

Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Books for Library.....	500.00	500.00
Typewriters		100.00
Furniture		150.00
Record books, stationery, ice, tele- phone, telegraph, express, post- age, box rent, and contingent ex- penses	600.00	600.00
Totals	\$ 28,820.00	\$ 29,070.00

COURT OF CIVIL APPEALS—NINTH DISTRICT
BEAUMONT

Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Books for Library.....	500.00	500.00
Record books, stationery, ice, tele- phone, telegraph, express, post- age, box rent, laundry and con- tingent expenses	600.00	600.00
Furniture and typewriter.....		100.00
Totals	\$ 28,820.00	\$ 28,920.00

COURT OF CIVIL APPEALS—TENTH DISTRICT.
WACO.

	For the Years Ending	
	August 31, 1930.	August 31, 1931.
Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Books for Library	750.00	750.00
Filing cases and furniture.....	200.00	200.00
Typewriters		100.00
Record books, stationery, ice, tele- phone, telegraph, express, post- age, box rent, contingent ex- penses	600.00	600.00
Totals	\$ 29,270.00	\$ 29,370.00

COURT OF CIVIL APPEALS—ELEVENTH DISTRICT
EASTLAND.

Salaries of:		
Three Judges	\$ 21,000.00	\$ 21,000.00
Clerk	3,000.00	3,000.00
Deputy Clerk	1,500.00	1,500.00
Stenographer	1,500.00	1,500.00
Porter	720.00	720.00
Record books, stationery, ice, tele- phone, telegraph, express, post- age, box rent, contingent ex- penses	800.00	800.00
Typewriters		100.00
Fuel and lights	300.00	300.00
Library and upkeep	600.00	600.00
Totals	\$ 29,920.00	\$ 30,020.00

SUPREME COURT.

Salaries of:		
Three Judges	\$ 24,000.00	\$ 24,000.00
Clerk	2,500.00	2,500.00
Reporter	3,000.00	3,000.00
Law Clerks and stenographers.....	5,400.00	5,400.00
Marshal and Assistant Librarian..	1,500.00	1,500.00
Porter for Judges' room.....	720.00	720.00
Porter for Court room, Clerk's of- fice and Library	720.00	720.00

FORTY-FIRST LEGISLATURE—THIRD CALLED SESSION. 493

For the Years Ending
August 31, August 31,
1930. 1931.

Furniture, record boks, stationery, typewriters postage, and express	2,000.00	2,000.00
Bookcases for Library	750.00	
Purchase of books and rebinding..	3,000.00	3,000.00
Floor covering for Library and Lighting system	1,200.00	
Deputy Clerk, acting Secretary to Board Legal Examiners, shall receive \$1,000.00 per annum, payable out of the fees of clerk's office.		
During the next two years the Supreme Court is empowered to authorize the Clerk to appoint a stenographer for the clerk's office, at a salary to be fixed by the Court, not to exceed \$150.00 per month, to be paid out of the fees of the Clerk's office.		
Totals	\$ 44,790.00	\$ 42,840.00

SUPREME COURT—COMMISSION OF APPEALS,
SECTIONS A AND B.

Salaries of:		
Six Judges	\$ 42,000.00	\$ 42,000.00
Stenographers, four	6,000.00	6,000.00
Porter	720.00	720.00
Record books, rental and purchase of law books, stationery, furniture, telephone, typewriters, postage, and contingent expenses	1,000.00	1,000.00
Totals	\$ 49,720.00	\$ 49,720.00

[Here appeared in the bill appropriations made contingent upon adoption of Supreme Court amendment, which were vetoed.]

In the event of the adoption of said amendment, the clerk of the Supreme Court for performing all duties of clerk of said Court with its increased membership shall be allowed, in addition to the \$2500.00 hereinbefore appropriated, the sum of Fifteen Hundred Dollars per annum, to be paid out of the fees of his office, in lieu of the \$1500.00 heretofore allowed him as clerk of the Commisison of Appeals under Article 1795 of the Revised Civil Statutes of Texas.

COURT OF CRIMINAL APPEALS.
AUSTIN.

	For the Years Ending	
	August 31, 1930.	August 31, 1931.
Salaries of:		
Three Judges	\$ 24,000.00	\$ 24,000.00
Clerk	4,000.00	4,000.00
Bailiff and secretary	\$ 2,400.00	\$ 2,400.00
Two secretaries	4,800.00	4,800.00
Court reporter	4,000.00	4,000.00
Porter	720.00	720.00
Postage and box rent	250.00	250.00
Law books	500.00	500.00
Record books and stationery	800.00	800.00
Contingent expense	200.00	200.00
Furniture, file cases and pictures of deceased judges	300.00	300.00
Telephones	240.00	240.00
Filing envelopes		500.00
Typewriters		200.00
Totals	\$ 42,210.00	\$ 42,910.00

COMMISSION OF APPEALS.
COURT OF CRIMINAL APPEALS.

Salaries of:		
Two Commissioners	\$ 14,000.00	\$ 14,000.00
Two stenographers	3,600.00	3,600.00
Telephones	120.00	120.00
Totals	\$ 17,870.00	\$ 17,870.00

STATE'S ATTORNEY BEFORE COURT OF
CRIMINAL APPEALS.

Salaries of:		
Attorney	\$ 3,600.00	\$ 3,600.00
Law clerk and stenographer	1,800.00	1,800.00
Law books	200.00	
Telephone, postage and contingent \$	185.00	\$ 185.00
Furniture and book cases	525.00	100.00
Totals	\$ 6,310.00	\$ 5,785.00

JUDICIARY—COMPTROLLER'S DEPARTMENT.

One hundred and seven District Judges		
	\$ 535,000.00	\$ 535,000.00
Fifty-three District Attorneys	26,500.00	26,500.00

FORTY-FIRST LEGISLATURE—THIRD CALLED SESSION. 495

	For the Years Ending	
	August 31,	August 31,
	1930.	1931.
Expenses of Judges and District Attorneys, as allowed by the Thirty-eighth Legislature, payable in quarterly installments....	53,100.00	53,100.00
Seven Criminal District Attorneys	3,500.00	3,500.00
Eight Criminal District Judges	40,000.00	40,000.00
Expenses of attached witnesses and witness fees allowed witnesses in felony cases, who reside in counties other than the county in which the cause is being tried	325,000.00	325,000.00
Fees of County Attorneys, Justices of Peace,, Sheriffs and Constables in examining trials	130,000.00	130,000.00
Fees and costs of Sheriffs, attorneys and clerks in felony cases	700,000.00	700,000.00
Fees, costs and per diem of fifty-three District Attorneys.....	185,500.00	185,500.00
Provided that no account against the aforesaid items of witness fees, county attorneys, justice of Peace, Sheriffs and Constables, fees and costs of Sheriffs, Attorneys and Clerks in Felony cases, shall be binding as an obligation against the State of Texas until after such account has been examined, audited and approved by the State Comptroller, and no such account shall be paid by the State Treasurer until the same has been so approved by the Comptroller.		
To pay salaries of special judges and expenses of district judges for holding court out of their own counties	15,000.00	15,000.00
To pay fees and costs of officials in cases of escheated estates, including cases on which such costs and fees have already accrued and are owing by the State	100.00	100.00
To pay District Attorney and two Assistants, El Paso District	12,300.00	12,300.00
To pay District Attorney Thirtieth Judicial District, as per House		

	For the Years Ending	
	August 31, 1930.	August 31, 1931.
Bill No. 98, Acts Regular Session Fortieth Legislature	2,500.00	2,500.00
To pay Assistant District Attorney Webb and Lubbock Counties.....	5,000.00	5,000.00
To pay expense of the Advisory Judicial Council created by Act of the 41st Legislature, 1st Called Session, S. B. No. 52, including traveling expense, clerical expense, stamps, stationery, telephone, telegraph, printing reports	\$ 3,000.00	\$ 3,000.00
To pay salary of District Attorney of the Eighth Judicial District as per House Bill No. 708, Regular Session of the 41st Legislature of Texas	4,000.00	4,000.00
Total	\$ 2,048,500.00	\$ 2,048,500.00

Provided that the amounts herein appropriated for each item as herein stated, and no more, shall be paid out of the general revenue for the judiciary during the fiscal years beginning September 1, 1929, and ending August 31, 1931, and no surplus shall be diverted from one account to another.

Provided that all accounts under this section, which require the approval of any district judge, shall be examined by the Comptroller, and, if correct, he shall issue his warrant therefor, but if he shall find same incorrect, in whole or in part, he may cause an audit of same to be made before warrant is issued.

Provided that the Governor, in case of an extraordinary emergency, may authorize a deficiency for such purpose or purposes which could not have been anticipated or provided for by the Legislature. All moneys appropriated by this Act shall remain in the State Treasury and be paid out only as it is expended, or as the necessity or emergency may require.

Provided, that it shall be the duty of the clerks of the various courts above mentioned, on the first Monday in July, October, January and April of each year, to make a report to the Comptroller, showing the amount of fees collected each quarter, giving the number of cases, but not necessarily the style of case, together with the fees from other sources, stating in each instance the source.

Fees shall be fixed, charged and collected from book companies, litigants, and their attorneys, and all others, for all unofficial and certified copies of opinions of the court made or furnished by said court or the clerk, stenographers or other employees thereof, and fees shall be fixed, charged and collected for all other services rendered by said court, the clerk, stenogra-

phers or other employees to book companies, litigants and their attorneys and all others not now furnished or required to be furnished free of charge; and all of said fees and charges when collected, shall be paid into the treasury of the State of Texas.

Provided, that each and every employee under this Act shall be paid by voucher, issued in his or her name; said voucher shall state the amount of salary or sum due, and for what services performed, with the date and time of such service, and no money or moneys shall be paid except upon presentation of said voucher or vouchers indorsed by the payee.

SEC. 2. The fact that the above forgoing is one of the regular appropriation bills for the support of the State Government for the two fiscal years beginning September 1, 1929, and ending August 31, 1931, creates a necessity for the expediting of the passage of this appropriation bill, and therefore, creates an emergency and an imperative public necessity which demands that the rule requiring bills to be read on three several days be suspended, and that this bill becomes effective from and after its passage, and it is so enacted.

RECAPITULATION.

	For the Years Ending	
	August 31, 1930.	August 31, 1931.
Court of Civil Appeals, First District, Galveston	\$ 29,670.00	\$ 29,570.00
Court of Civil Appeals, Second District, Ft. Worth	29,220.00	29,220.00
Court of Civil Appeals, Third District, Austin	29,320.00	28,920.00
Court of Civil Appeals, Fourth District, San Antonio	29,220.00	29,070.00
Court of Civil Appeals, Fifth District, Dallas	28,970.00	28,970.00
Court of Civil Appeals, Sixth District, Texarkana	29,220.00	29,120.00
Court of Civil Appeals, Seventh District, Amarillo	28,920.00	28,820.00
Court of Civil Appeals, Eighth District, El Paso	28,820.00	29,070.00
Court of Civil Appeals, Ninth District, Beaumont	28,820.00	28,920.00
Court of Civil Appeals, Tenth District, Waco	29,270.00	29,370.00
Court of Civil Appeals, Eleventh District, Eastland	29,920.00	30,020.00
Supreme Court	44,790.00	42,840.00
Commission of Appeals, Sections A and B	49,720.00	49,720.00
Court of Criminal Appeals	42,210.00	42,910.00

	For the Years Ending	
	August 31, 1930.	August 31, 1931.
Commission of Appeals, Court of Criminal Appeals	17,870.00	17,870.00
State's Attorney before Court of Criminal Appeals	\$ 6,310.00	\$ 5,785.00
Judiciary, Comptroller's Department	2,045,500.00	2,045,500.00
Grand Totals	\$ 2,530,770.00	\$ 2,528,695.00
For Biennium	\$ 5,060,465.00	

Note—(In case Constitutional Amendment to be voted on July 16, 1929 becomes effective, the totals for 1930 will be increased \$17,500.00 and \$11,500.00 for 1931, to take care of the increased membership of the Supreme Court.)

Effective 20 days after adjournment.

[NOTE: S. B. No. 2 passed the Senate by a viva voce vote; passed the House with amendment by a viva voce vote; Senate concurred in House amendment by a viva voce vote. Received in Executive Office July 10, 1929. Received in State Department August 9, 1929, without the signature of the Governor. The Governor vetoed certain items of appropriation in said bill, which items are omitted from the foregoing.]

APPROPRIATIONS TO PAY MISCELLANEOUS CLAIMS.

S. B. No. 14.]

CHAPTER 19.

An Act making appropriations to pay miscellaneous claims against the State and authorizing payment of said miscellaneous items on taking effect of this Act, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. That the following sums of money, or so much thereof as may be necessary, be and the same are hereby appropriated to pay miscellaneous claims against the State as herein enumerated:

To pay Woodburn Oil Corporation for refund of franchise taxes over-paid to the Secretary of State	10,856.00
To pay the Tax Collector of Houston County for 1928 taxes on the Eastham State Prison Farm	901.88
To pay School Bond Taxes on the Derrington State prison Farm for the year 1928	539.76
To pay County Taxes on Derrington State Prison Farm for year 1928	742.17